ESTTA Tracking number:

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Filing date:

10/19/2015

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92060821
Party	Defendant Sandbox AG
Correspondence Address	JUSTIN P WELCH BAKER & MCKENZIE LLP 2300 TRAMMELL CROW CENTER 2001 ROSS AVENUE DALLAS, TX 75201 UNITED STATES justin.welch@bakermckenzie.com, *DAL-TMUSPTO@bakermckenzie.com
Submission	Voluntary Surrender Of Registration
Filer's Name	Denis V. Shamo
Filer's e-mail	daltmuspto@bakermckenzie.com
Signature	/Denis V. Shamo/
Date	10/19/2015
Attachments	SANDBOX Motion & Consent.pdf(367219 bytes )

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SANDBOX HOLDINGS LLC,

Petitioner,

V.

SCancellation No. 92060821
Reg. No. 4,378,091
SANDBOX AG,

Registrant.

Registrant.

#### MOTION FOR PARTIAL SURRENDER FOR CANCELLATION WITH CONSENT

Registrant, SANDBOX AG, hereby requests partial surrender of Registration No. 4,378,091 for cancellation as to International Class 36 only. All other International Classes are to be retained in the Registration.

Petitioner's written consent to the above-requested amendment of Registration No. 4,378,091 is enclosed and hereby made of record. Petitioner being the sole adverse party of the instant proceeding, and Petitioner's consent to the amendment having been made of record, no judgment against Registrant should be entered at this time. 37 C.F.R. § 2.134(a).

Dated: October 19, 2015 Respectfully submitted,

/s/ Justin P. Welch
Justin P. Welch

Texas Bar No. 24070825 BAKER & McKENZIE LLP 2300 Trammell Crow Center

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ATTORNEYS FOR REGISTRANT

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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SANDBOX HOLDINGS LLC,	§ 8	
Petitioner,	\$ \$ \$	
v.	§ §	Cancellation No. 92060821 Reg. No. 4,378,091
SANDBOX AG,	§ §	Mark: SANDBOX & Design
Registrant.	§	

#### **CONSENT TO AMENDMENT OF REGISTRATION**

Petitioner, SANDBOX HOLDINGS LLC, by and through its attorneys identified below, hereby consents to Registrant's amendment of Registration No. 4,378,091 to delete all services in International Class 36.

Name: Jessica Cohen

le: Attorney for Petitioner

Date: 10/14/15

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing MOTION FOR PARTIAL SURRENDER FOR CANCELLATION WITH CONSENT has been served on Lee J. Eulgen by e-mailing said copy on October 19, 2015, to LEulgen@ngelaw.com.

/s/ Justin P. Welch Justin P. Welch